IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 15TH FEBRUARY 2007 / 26TH MAGHA 1928

OP.No. 30370 of 2001(M)

PETITIONERS:
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1. **T.S. NANDAKUMAR, S/O. T.K. SUKUMARAN, AGED 33 YEARS, THAZHATHEDATH HOUSE, DEVIKULAM.**

2. **SMT. VELUTHAI, W/O. GANESHAN, H. NO. XV/22, NEW COLONY, DEVIKULAM.**

3. **MUNIYANDY, S/O. VELU, NEW COLONY, DEVIKULAM.**

4. **DHANUSH SINGH, S/O. ARULDAS, SETTLEMENT COLONY, DEVIKULAM.**

BY ADV. SRI.N.M.VARGHESE,
SRI.DENIZEN KOMATH.

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY SECRETARY, REVENUE (A) DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.**

2. **THE DISTRICT COLLECTOR, IDUKKI.**

3. **THE THAHSILDAR, DEVIKULAM.**

4. **THE VILLAGE OFFICER, KDH VILLAGE, DEVIKULAM**

BY GOVERNMENT PLEADER

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 15/02/2007,ALONG WITH O.P. NO. 7986/2002, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P. NO. 49370/2001 IN O.P. NO. 30370/2001

DISMISSED

15/02/2007. **SD/- KURIAN JOSEPH, JUDGE.**

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE GOVT. COMMUNICATION NO. 1638/A2/96/RD ISSUED BY THE R.1. TO THE R.2.

EXT.P.2: COPY OF THE POSSESSION CERTIFICATE NO. 806/1997 DT. 28/05/1997 ISSUED BY THE R.4. IN FAVOUR OF THE P.1.

EXT.P.3: COPY OF THE RELEVANT PAGES OF THE RATION CARD OF THE P.1. BEARING NO. 059372.

EXT.P.4: COPY OF THE CONSUMER CARD NO. 1895/DVM OF THE P.1. ISSUED BY THE KERALA STATE ELECTRICITY BOARD, CHITHIRAPURAM MAJOR SECTION.

EXT.P.5: COPY OF THE POSSESSION CERTIFICATE NO. 4513/2000 DT. 08/08/2000 ISSUED BY THE R.4. IN FAVOUR OF THE P.2.

EXT.P.6: COPY OF THE RECEIPT ISSUED BY THE MUNNAR GRAMA PANCHAYAT DT. 20/01/2001.

EXT.P.7: COPY OF THE RELEVANT PAGE OF TEMPORARY RATION CARD NO. 26686 ISSUED IN FAVOUR OF THE P.2.

EXT.P.8: COPY OF THE POSSESSION CERTIFICATE NO. 4632 DT. 01/12/2000 ISSUED BY THE R.4.

EXT.P.9: COPY OF THE POSSESSION CERTIFICATE NO. 4797/2000 DT. 17/08/2000 ISSUED BY THE R.4.

EXT.P.10: COPY OF THE ORDER IN C.M.P. NO. 22176/2001 IN O.P. NO. 13927/01 DT. 13/06/2001.

EXT.P.10.A: COPY OF THE ORDER IN C.M.P. NO. 22176/2001 IN O.P. NO. 13927/01 DT. 10/08/2001.

//TRUE COPY//

prv.

KURIAN JOSEPH, J.

O.P.Nos.30370/01, 7986 & 30019/2002

Dated 15th February, 2007.

J U D G M E N T

Under Section 9 of the Kannan Devan Hills (Resumption of Land) Act, 1971 read with the Rules thereunder it is the District Collector, Idukki who has to consider the grievance of the petitioners in the matter of assignment. Therefore, these writ petitions are disposed of as follows :-

In the event of the petitioners approaching the District Collector, Idukki within a period of one month from today, the matter will be duly considered by the said authority with notice to the respective petitioners and appropriate action in accordance with law thereon will be taken expeditiously. The interim orders passed by this Court in all these cases will continue till such time, subject to the petitioners approaching the District Collector within a period of one month from today.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.Nos.30370/01, 7986 & 30019/2002

J U D G M E N T

Dated 15th February, 2007.